

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.8067 OF 2004

Office Notes, Office
Memoranda of Coram,
appearances, Court's
orders or directions
and Registrar's orders.

Court's or Judge's orders

Mr. S.J.Rairkar, for the Petitioner
Mr. R.M. Patne, A.G.P. for Respondents

CORAM : F.I. REBELLO & S.P. KUKDAY,JJ.
DATED : 16TH FEBRUARY, 2005

P.C.

. On behalf of the petitioner learned
Counsel points out that he had preferred an
Administrative Appeal in which in paragraph
6 he had sought an oral hearing. By
inadvertence the ground has not been raised
in the Petition. He prays that he may be
allowed to raise the said ground including
by way of amendment.

2. Considering the Full Bench judgment of
this Court in **Anil Amrut Atre vs. District
& Sessions Judge, Aurangabad, 2002(3)
Mh.L.J. 750** in which the learned Full
Bench has taken a view that the Appellant
is entitled to an oral hearing the order
dismissing the Administrative Appeal dated
11th May, 2001 is set aside and the matter

is remanded back to the Appellate Authority for considering the Appeal afresh after giving the petitioner an oral hearing in the matter. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO, J.)

(S.P. KUKDAY, J.)